



TEXAS DEPARTMENT OF TRANSPORTATION



TXDOT AND CONTRACTOR PRIMARY OPERATORS AS CO-PERMITTEES

SP 506-003 AND SP 007-004



- **TxDOT and Contractor Co-Permittees**
- **SP 506-003**
- **SP 007-004**
- **Small and Large Site Notices**
- **NOI Application/Permit (5 Acres or More Soil Disturbance)**



TxDOT has implemented the second phase of the Environmental Management System (EMS) commitment made under the EPA CAFO where both **TxDOT and the Contractor serve as Primary Operators on projects.**

- TxDOT is the Primary Operator with Control Over Construction Plans and Specifications
- The Contractor is the Primary Operator with Day-to-Day Operational Control



The Construction General Permit of (CGP)/ TPDES General Permit TXR 150000, Page 25

Part III. Section B. “Responsibilities of Operators”.
(Part III. Section B presented in next 2 slides.)

TPDES – Texas Pollutant Discharge Elimination System

Further clarified in SP 007-004.

(Slides included later in presentation.)

Construction General Permit

TPDES General Permit TXR150000

2. The SWP3 must clearly indicate which operator is responsible for satisfying each shared requirement of the SWP3. If the responsibility for satisfying a requirement is not described in the plan, then each permittee is entirely responsible for meeting the requirement within the boundaries of the construction site where they perform construction activities. The SWP3 must clearly describe responsibilities for meeting each requirement in shared or common areas.
3. The SWP3 may provide that one operator is responsible for preparation of a SWP3 in compliance with the CGP, and another operator is responsible for implementation of the SWP3 at the project site.

Section B. Responsibilities of Operators

1. Secondary Operators and Primary Operators with Control Over Construction Plans and Specifications

All secondary operators and primary operators with control over construction plans and specifications shall:

- (a) ensure the project specifications allow or provide that adequate BMPs are developed to meet the requirements of Part III of this general permit;
- (b) ensure that the SWP3 indicates the areas of the project where they have control over project specifications, including the ability to make modifications in specifications;
- (c) ensure that all other operators affected by modifications in project specifications are notified in a timely manner so that those operators may modify their BMPs as necessary to remain compliant with the conditions of this general permit; and
- (d) ensure that the SWP3 for portions of the project where they are operators indicates the name and site-specific TPDES authorization number(s) for operators with the day-to-day operational control over those activities necessary to ensure compliance with the SWP3 and other permit conditions. If the party with day-to-day operational control has not been authorized or has abandoned the site, the person with control over project specifications is considered to be the responsible party until the authority is transferred to another party and the SWP3 is updated.

2. Primary Operators with Day-to-Day Operational Control

Primary operators with day-to-day operational control of those activities at a project that are necessary to ensure compliance with an SWP3 and other permit conditions must ensure that the SWP3 accomplishes the following requirements:

- (a) meets the requirements of this general permit for those portions of the project where they are operators;
- (b) identifies the parties responsible for implementation of BMPs described in the SWP3;
- (c) indicates areas of the project where they have operational control over day-to-day activities; and
- (d) includes, for areas where they have operational control over day-to-day activities, the name and site-specific TPDES authorization number of the parties with control over project specifications, including the ability to make modifications in specifications.

Section C. Deadlines for SWP3 Preparation, Implementation, and Compliance

The SWP3 must be prepared prior to obtaining authorization under this general permit, and implemented prior to commencing construction activities that result in soil



TxDOT is the primary operator with control over construction plans and specifications shall:

- a) ensure the project specifications allow or provide that adequate BMPs are developed to meet the requirements of Part III of this general permit;
- b) ensure that the SWP3 indicates the areas of the project where they have control over project specifications, including the ability to make modifications in specifications;
- c) ensure that all other operators affected by modifications in project specifications are notified in a timely manner so that those operators may modify their BMP s as necessary to remain compliant with the conditions of this general permit; and
- d) ensure that the SWP3 for portions of the project where they are operators indicates the name and site-specific TPDES authorization number(s) for operators with the day-to-day operational control over those activities necessary to ensure compliance with the SWP3 and other permit conditions. If the party with day-to-day operational control has not been authorized or has abandoned the site, the person with control over project specifications is considered to be the responsible party until the authority is transferred to another party and the SWP3 is updated.



The Contractor is the primary operator with day-to-day operational control of those activities at a project that are necessary to ensure compliance with an SWP3 and other permit conditions must ensure that the SWP3 accomplishes the following requirements.

- a) meets the requirements of this general permit for those portions of the project where they are operators;
- b) identifies the parties responsible for implementation of BMPs described in the SWP3;
- c) indicates areas of the project where they have operational control over day-to-day activities; and
- d) includes, for areas where they have operational control over day-to-day activities, the name and site-specific TPDES authorization number of the parties with control over project specifications, including the ability to make modifications in specifications.



506-003

Special Provision to Item 506

Temporary Erosion, Sedimentation, and Environmental Controls



Item 506, "Temporary Erosion, Sedimentation, and Environmental Controls," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this item are waived or changed.

Article 506.1, "Description." The second paragraph is voided and replaced by the following.

Contractor is considered primary operator to have day-to-day operational control as defined in TPDES GP TXR150000.

- 1.1. For projects with soil disturbance of less than 1 acre, no submittal to TCEQ will be required but Contractor will follow SWP3. For projects with soil disturbance of 1 acre to less than 5 acres a small site notice will be posted at the site. For projects with soil disturbance of 5 acres or more a notice of intent (NOI) is required and a large site notice posted at site. Postings will be in accordance with TPDES GP TXR150000. Postings not associated with project specific locations will be in same location as Department's postings.
- 1.2. Notice of Intent (NOI). Submit a NOI, if applicable, with the TCEQ under the TPDES GP TXR150000 at least 7 days prior to commencement of construction activities at the project site. Provide a signed copy to the Engineer and any other MS4 operators at the time of submittal. The Department will submit their NOI prior to contractor submission and will provide a copy for Contractor's use in completing the Contractor's NOI form.
- 1.3. Notice of Change (NOC). Upon concurrence of the Engineer, submit a NOC, if applicable, to the TCEQ within 14 days of discovery of a change or revision to the NOI as required by the TPDES GP TXR150000. Provide a signed copy of the NOC to the Engineer and any other MS4 operators at the time of submittal.
- 1.4. Notice of Termination (NOT). Upon concurrence of the Engineer, submit a NOT, if applicable, to the TCEQ within 30 days of the Engineer's approval that 70% native background vegetative cover is met or equivalent permanent stabilization have been employed in accordance with the TPDES GP TXR 150000. Provide a signed copy of the NOT to the Engineer and any other MS4 operators at the time of submittal.

SP 506-003

Temporary Erosion, Sedimentation, and Environmental Controls:

Identifies contractor co-permittee requirements and contractor required training for storm water management.

Special Provision 007-004 must be used in conjunction with this Special Provision.

MS4 – Municipal Separate Storm Sewer System

(SP 506-003 presented in next 3 slides.)



Item 506, “Temporary Erosion, Sedimentation and Environmental Controls”, of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this item are waived or changed.

Article 506.1., “Description.” The second paragraph is voided and replaced by the following.

Contractor is considered primary operator to have day-to-day operational control as defined in TPDES GP TXR150000.

1.1 For projects with soil disturbance of less than 1 acre, no submittal to TCEQ will be required but Contractor will follow SWP3.

- For projects with soil disturbance of 1 acre to less than 5 acres a small site notice will be posted at the site.
- For projects with soil disturbance of 5 acres or more a notice of intent (NOI) is required and a large site notice posted at site.
- Postings will be in accordance with TPDES GP TXR150000.
- Postings not associated with PSL’s will be in same location as Department’s postings.



1.2 Notice of Intent (NOI).

- Submit a NOI, if applicable, with the TCEQ under the TPDES GP TXR150000 at least 7 days prior to commencement of construction activities at the project site.
- Provide a signed copy to the Engineer and any other MS4 operators at the time of submittal.
- The Department will submit their NOI prior to contractor submission and will provide a copy for Contractor's use in completing the Contractor's NOI form.

1.3 Notice of Change (NOC).

- Upon concurrence of the Engineer, submit a NOC, if applicable, to the TCEQ within 14 days of discovery of a change or revision to the NOI as required by the TPDES GP TXR150000.
- Provide a signed copy of the NOC to the Engineer and any other MS4 operators at the time of submittal.



1.4 Notice of Termination (NOT).

- Upon concurrence of the Engineer, submit a NOT, if applicable, to the TCEQ within 30 days of the Engineer's approval that 70% native ground vegetative cover is met or equivalent permanent stabilization have been employed in accordance with the TPDES GP TXR 150000.
- Provide a signed copy of the NOT to the Engineer and any other MS4 operators at the time of submittal.

NOTE: Training requirements previously located in SP 506-001 is now included in SP 506-003. Training requirements have not changed. Training portion of SP 506-003 not shown in this presentation.



TxDOT and Contractor Co-Permittees as Primary Operators

007-004

Special Provision to Item 7

Legal Relations and Responsibilities



Item 7, "Legal Relations and Responsibilities," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this item are waived or changed.

Section 7.7.2, "Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3)," is voided and replaced by the following:

7.2. Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3).

7.2.1. Projects with less than one acre of soil disturbance including required associated project specific locations (PSL's) per TPDES GP TXR 150000.

No posting or filing will be required for soil disturbances within the right of way. Adhere to the requirements of the SWP3.

7.2.2. Projects with one acre but less than five acres of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activity in the right of way. The Department will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a Primary Operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activity in the right of way. In addition to the Department's actions, the Contractor will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans. The Contractor will be responsible for implementing the SWP3 for the project site in accordance with the plans and specifications, TPDES General Permit TXR150000, and as directed.

7.2.3. Projects with 5 acres or more of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activities in the right of way. The Department will post a large site notice, file a notice of intent (NOI), notice of change (NOC), if applicable, and a notice of termination (NOT) along with other requirements per TPDES GP TXR 150000 as the entity having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activities in the right of way. In addition to the Department's actions, the Contractor shall file a NOI, NOC, if applicable, and NOT and post a large site notice along with other requirements as the entity of having

day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans.

SP 007-004

LEGAL RELATIONS AND RESPONSIBILITIES: Identifies Contractor Co-Permittee requirements for storm water management.

(SP 007-004 presented in next 3 slides.)



Item 7, “Legal Relations and Responsibilities” of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

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- **Section 7.7.2. “Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3),” is voided and replaced by the following:**
- **7.2. Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3).**
- **7.2.1. Projects with less than 1 acre of soil disturbance including required associated PSL’s per TPDES GP TXR 150000.**
 - No posting or filing will be required for soil disturbances within the right of way. Adhere to the requirements of the SWP3.



7.2.2. Projects with 1 acre but less than 5 acres of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

- The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activity in the right of way.
 - The Department will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having operational control over plans and specifications for work shown on the plans in the right of way.

- The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activity in the right of way.
 - In addition to the Department's actions, the Contractor will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having day-to-day operational control of the work shown on the plans in the right of way.
 - This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way project specific locations. Adhere to all requirements of the SWP3 as shown on the plans.
 - The Contractor will be responsible for Implement the SWP3 for the project site in accordance with the plans and specifications, TPDES General Permit TXR150000, and as directed.



7.2.3. Projects with 5 acres or more of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

- The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activities in the right of way.
 - The Department will post a large site notice, file a notice of intent (NOI), notice of change (NOC), if applicable, and a notice of termination (NOT) along with other requirements per TPDES GP TXR 150000 as the entity having operational control over plans and specifications for work shown on the plans in the right of way.
- The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activities in the right of way.
 - In addition to the Department's actions, the Contractor shall file a NOI, NOC, if applicable, and NOT and post a large site notice along with other requirements as the entity of having day-to-day operational control of the work shown on the plans in the right of way.
 - This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way project specific locations.
 - Adhere to all requirements of the SWP3 as shown on the plans.



SP 506-003

- Both TxDOT and Contractor obtain NOI, NOC and NOT per the TPDES GP TXR 150000.
- TxDOT will submit a NOI 1st and provide copy to contractor.
- Contractor will submit NOI 2nd and provide copies of NOI, NOC, NOT to TxDOT & MS4 operators.
- Both TxDOT and Contractor NOI copies should be in the SWP3 binder.
- Both Contractor and TxDOT post construction site notices together per the TPDES GP TXR 150000.
- Soil Disturbing activities cannot begin until both NOI's are acquired and proper postings.

SP 007-004

- TxDOT will be the Primary Operator for Operational Control Over Plans and Specifications, including the ability to make modifications to those plans and specifications.
- The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activity in the right of way.

Implementation

- Beginning with January 2016 letting contracts require use of SP 506-003 and SP 007-004.
- SP 506-003 includes Co-Permittee requirements and training requirements previously in SP 506-001.
- The Primary Operators roles, documentation and copies of the NOI that are applicable to the project are to be included in the SWP3 to ensure regulatory inspection agencies understand the roles/responsibilities of each Primary Operator (Put SP 506-003, SP 007-004, Site Notices & NOI's into SWP3 Binders).

TxDOT and Contractor are Co-Permittees



Part I. Section B. Definitions. Arid, Semi-Arid, and Drought-Stricken Condition Areas are defined.

In arid, semi-arid, and drought-stricken condition areas, with approval of the TxDOT Engineer and for these reasons, TxDOT could utilize TPDES GP TXR150000 Part III, Section B.1.d. (Page 25) which allows the Primary Operator for Operational Control over plans and specifications to assume the role of the Primary Operator with Day-to-Day Operational Control. The final acceptance letter will be sent to the Contractor at which point the Contractor will no longer have obligations/rights to access the project to perform work therefore allowing Contractor to file the NOT with TCEQ for the project.



- New SP 506-003 & SP 007-004 change is in regards to Contractor filing and posting requirements. There is no change to requirements for filing, posting, inspections or training required by TxDOT. TxDOT inspector will continue to perform 2118 inspections and handle as currently required.
- Bottom line, the NOI and proper posting replaces the Contractor Certification of Compliance required by the old spec. Projects with one acre but less than 5 acres soil disturbance, just have Co-Permittee posting.
- Contractor's will now post Large or Small Site notice next to TxDOT's just as we did Contractor Certification of Compliance. We need to note on postings operational control responsibilities on each posting. (Next 2 slides will show examples).
- Question regarding the Edwards Aquifer Plan on the NOI application.
Per TCEQ, due to SWP3 & EPIC sheets sealed and signed by an engineer in project plans, Contractors can answer the question on Edwards Aquifer. The question is certifying that the Edwards Aquifer Plan is included or referenced in the SWP3 & EPIC provided by TxDOT in the plans.

Small Sites Notice Examples



SMALL CONSTRUCTION SITE NOTICE

FOR THE
Texas Commission on Environmental Quality (TCEQ)
Stormwater Program
TPDES GENERAL PERMIT TXR150000

The following information is posted in compliance with **Part II.E.2.** of the TCEQ General Permit Number TXR150000 for discharges of stormwater runoff from small construction sites. Additional information regarding the TCEQ stormwater permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/wq_construction.html

Operator Name: Operational Control over Plans and Specifications	Texas Department of Transportation
Contact Name and Phone Number:	John Smith, P.E. (Area Engineer)–(214) 555-1213
Project Description: <i>Physical address or description of the site's location, estimated start and projected end date, or date that disturbed soils will be stabilized</i>	SH 1 from FM 2 to FM 3. Shoulder widening project. Estimated start date is 6/1/16 with an estimated completion of 6/1/17.
Location of Stormwater Pollution Prevention Plan:	1111 SH 1 Anywhere, TX 77770

For Small Construction Activities Authorized Under Part II.E.2. (Obtaining Authorization to Discharge) the following certification must be completed:

I _____ (Typed or Printed Name Person Completing This Certification) certify under penalty of law that I have read and understand the eligibility requirements for claiming an authorization under Part II.E.2. of TPDES General Permit TXR150000 and agree to comply with the terms of this permit. A stormwater pollution prevention plan has been developed and will be implemented prior to construction, according to permit requirements. A copy of this signed notice is supplied to the operator of the MS4 if discharges enter an MS4. I am aware there are significant penalties for providing false information or for conducting unauthorized discharges, including the possibility of fine and imprisonment for knowing violations.

Signature and Title _____ Date _____

_____ *Date Notice Removed*

_____ *MS4 operator notified per Part II.F.3.*



SMALL CONSTRUCTION SITE NOTICE

FOR THE
Texas Commission on Environmental Quality (TCEQ)
Stormwater Program
TPDES GENERAL PERMIT TXR150000

The following information is posted in compliance with **Part II.E.2.** of the TCEQ General Permit Number TXR150000 for discharges of stormwater runoff from small construction sites. Additional information regarding the TCEQ stormwater permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/wq_construction.html

Operator Name: Day-to-Day Operational Control	ABC Construction
Contact Name and Phone Number:	Don Johnson – (805) 642-5793
Project Description: <i>Physical address or description of the site's location, estimated start and projected end date, or date that disturbed soils will be stabilized</i>	SH 1 from FM 2 to FM 3. Shoulder widening project. Estimated start date is 6/1/16 with an estimated completion of 6/1/17.
Location of Stormwater Pollution Prevention Plan:	1111 SH 1 Anywhere, TX 77770

For Small Construction Activities Authorized Under Part II.E.2. (Obtaining Authorization to Discharge) the following certification must be completed:

I _____ (Typed or Printed Name Person Completing This Certification) certify under penalty of law that I have read and understand the eligibility requirements for claiming an authorization under Part II.E.2. of TPDES General Permit TXR150000 and agree to comply with the terms of this permit. A stormwater pollution prevention plan has been developed and will be implemented prior to construction, according to permit requirements. A copy of this signed notice is supplied to the operator of the MS4 if discharges enter an MS4. I am aware there are significant penalties for providing false information or for conducting unauthorized discharges, including the possibility of fine and imprisonment for knowing violations.

Signature and Title _____ Date _____

_____ *Date Notice Removed*

_____ *MS4 operator notified per Part II.F.3.*

Large Sites Notice Examples



LARGE CONSTRUCTION SITE NOTICE

FOR THE
Texas Commission on Environmental Quality (TCEQ)
Stormwater Program
TPDES GENERAL PERMIT TXR150000

“PRIMARY OPERATOR” NOTICE

This notice applies to construction sites operating under Part ILE.3. of the TPDES General Permit Number TXR150000 for discharges of stormwater runoff from construction sites equal to or greater than five acres, including the larger common plan of development. The information on this notice is required in Part IIL.D.2. of the general permit. Additional information regarding the TCEQ stormwater permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/wq_construction.html

Site-Specific TPDES Authorization Number:	TXR 123456
Operator Name: Operational Control over Plans and Specifications	Texas Department of Transportation
Contact Name and Phone Number:	Joe Smith, P.E (Area Engineer) – (214) 555-1212
Project Description: <i>Physical address or description of the site's location and estimated start date and projected end date, or date that disturbed soils will be stabilized</i>	SH 1 from FM 2 to FM 3. Widen rural 2 Ln road to an urban 6 Ln. divided. Estimated start date is 6/1/16 with an estimated completion of 6/1/19
Location of Stormwater Pollution Prevention Plan:	1111 SH 1 Anywhere, TX 77770



LARGE CONSTRUCTION SITE NOTICE

FOR THE
Texas Commission on Environmental Quality (TCEQ)
Stormwater Program
TPDES GENERAL PERMIT TXR150000

“PRIMARY OPERATOR” NOTICE

This notice applies to construction sites operating under Part ILE.3. of the TPDES General Permit Number TXR150000 for discharges of stormwater runoff from construction sites equal to or greater than five acres, including the larger common plan of development. The information on this notice is required in Part IIL.D.2. of the general permit. Additional information regarding the TCEQ stormwater permit program may be found on the internet at:

http://www.tceq.state.tx.us/nav/permits/wq_construction.html

Site-Specific TPDES Authorization Number:	TXR 987654
Operator Name: Day-to Day Operational Control	ABC Contractor
Contact Name and Phone Number:	Don Johnson – (805) 642-5793
Project Description: <i>Physical address or description of the site's location and estimated start date and projected end date, or date that disturbed soils will be stabilized</i>	SH 1 from FM 2 to FM 3. Widen rural 2 Ln road to an urban 6 Ln. divided. Estimated start date is 6/1/16 with an estimated completion of 6/1/19
Location of Stormwater Pollution Prevention Plan:	1111 SH 1 Anywhere, TX 77770

Notice Of Intent (NOI) Application/Permit



The TXR150000 may be viewed on the TCEQ Web page at http://www.tceq.state.tx.us/assets/public/permitting/stormwater/TXR150000_CGP.pdf

Instruction on how to signup to use the electronic STEERS, complete & submit the NOI form and pay fee's is explained on the TCEQ WEB site at http://www.tceq.state.tx.us/permitting/stormwater/WQ_electronic.html

Contact TCEQ at 512-239-3700 for further information.



Notice of Intent (NOI) for Stormwater Discharges Associated with Construction Activity under TPDES General Permit (TXR150000)

[RESET FORM](#)

IMPORTANT:

- Use the [INSTRUCTIONS](#) to fill out each question in this form.
- Use the [CHECKLIST](#) to make certain all you filled out all required information. Incomplete applications WILL delay approval or result in automatic denial.
- Once processed your permit can be viewed at: http://www2.tceq.texas.gov/wq_dpa/index.cfm

ePERMITS: Sign up now for online NOI: <https://www3.tceq.texas.gov/steers/index.cfm>
Pay a \$225 reduced application fee by using ePermits.

APPLICATION FEE:

- You must pay the \$325 Application Fee to TCEQ for the paper application to be complete.
- Payment and NOI must be mailed to separate addresses.
- Did you know you can pay on line?
 - Go to <https://www3.tceq.texas.gov/epay/index.cfm>
 - Select Fee Type: GENERAL PERMIT CONSTRUCTION STORM WATER DISCHARGE NOI APPLICATION
- Provide your payment information below, for verification of payment:
 - ☐ Mailed Check/Money Order No.: _____
Name Printed on Check: _____
 - ☐ EPAY Voucher No.: _____
Is the Payment Voucher copy attached? ☐ Yes

RENEWAL: Is this NOI a Renewal of an existing General Permit Authorization?
(Note: A permit cannot be renewed after June 3, 2013.)

- ☐ Yes The Permit number is: TXR15 _____
(If a permit number is not provided, a new number will be assigned.)
- ☐ No

1) OPERATOR (Applicant)

a) If the applicant is currently a customer with TCEQ, what is the Customer Number (CN) issued to this entity? You may search for your CN at:
<http://www2.tceq.texas.gov/crpub/index.cfm?fuseaction=cust.CustSearch>

CN _____

NOI Application/Permit (Continued)



- b) What is the Legal Name of the entity (applicant) applying for this permit?

(The legal name must be spelled exactly as filed with the Texas Secretary of State, County, or in the legal document forming the entity.)

- c) What is the name and title of the person signing the application? The person must be an executive official meeting signatory requirements in TAC 305.44(a).

Prefix (Mr. Ms. Miss): _____

First/Last Name: _____ Suffix: _____

Title: _____ Credential: _____

- d) What is the Operator Contact's (Responsible Authority) contact information and mailing address as recognized by the US Postal Service (USPS)? You may verify the address at:

<http://zip4.usps.com/zip4/welcome.jsp>

Phone #: _____ ext: _____ Fax #: _____

E-mail: _____

Mailing Address: _____

Internal Routing (Mail Code, Etc.): _____

City: _____ State: _____ ZIP Code: _____

If outside USA: Territory: _____ Country Code: _____ Postal Code: _____

- e) Indicate the type of Customer (The instructions will help determine your customer type):

<input type="checkbox"/> Individual	<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Sole Proprietorship-DBA
<input type="checkbox"/> Joint Venture	<input type="checkbox"/> General Partnership	<input type="checkbox"/> Corporation
<input type="checkbox"/> Trust	<input type="checkbox"/> Estate	<input type="checkbox"/> Federal Government
<input type="checkbox"/> State Government	<input type="checkbox"/> County Government	<input type="checkbox"/> City Government
<input type="checkbox"/> Other Government		

- f) Independent Operator? ☐ Yes ☐ No

(If governmental entity, subsidiary, or part of a larger corporation, check "No".)

- g) Number of Employees:

☐ 0-20; ☐ 21-100; ☐ 101-250; ☐ 251-500; or ☐ 501 or higher

- h) Customer Business Tax and Filing Numbers:

(REQUIRED for Corporations and Limited Partnerships. Not Required for Individuals, Government, or Sole Proprietors)

State Franchise Tax ID Number: _____

Federal Tax ID: _____

Texas Secretary of State Charter (filing) Number: _____

DUNS Number (if known): _____

2) APPLICATION CONTACT

If TCEQ needs additional information regarding this application, who should be contacted?

Is the application contact the same as the applicant identified above?

☐ Yes, go to Section 3). ☐ No, complete section below.

Prefix (Mr. Ms. Miss): _____

First/Last Name: _____ Suffix: _____

Title: _____ Credential: _____

NOI Application/Permit (Continued)



Organization Name: _____
Phone No.: _____ ext.: _____ Fax Number: _____
E-mail: _____
Mailing Address: _____
Internal Routing (Mail Code, Etc.): _____
City: _____ State: _____ ZIP Code: _____
Mailing Information if outside USA:
Territory: _____ Country Code: _____ Postal Code: _____

g) REGULATED ENTITY (RE) INFORMATION ON PROJECT OR SITE

If the site of your business is part of a larger business site or if other businesses were located at this site before yours, a Regulated Entity Number (REN) may already be assigned for the larger site. Use the REN assigned for the larger site. Search TCEQ's Central Registry to see if the larger site may already be registered as a regulated site at:

<http://www12.tceq.texas.gov/crpub/index.cfm?fuseaction=regent.RENSearch>.

If the site is found, provide the assigned Regulated Entity Reference Number and provide the information for the site to be authorized through this application below. The site information for this authorization may vary from the larger site information.

- a) TCEQ issued RE Reference Number (REN): _____ REN _____
- b) Name of project or site (the name known by the community where located): _____
- c) In your own words, briefly describe the primary business of the Regulated Entity: (Do not repeat the SIC and NAICS code): _____
- d) County (or counties if > 1) _____
- e) Latitude: _____ Longitude: _____
- f) Does the site have a physical address?
☐ Yes, complete Section A for a physical address.
☐ No, complete Section B for site location information.

Section A: Enter the physical address for the site.

Verify the address with USPS. If the address is not recognized as a delivery address, provide the address as identified for overnight mail delivery, 911 emergency or other online map tools to confirm an address.

Physical Address of Project or Site:

Street Number: _____ Street Name: _____
City: _____ State: Texas ZIP Code: _____

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Section B: Enter the site location information.

If no physical address (Street Number & Street Name), provide a written location access description to the site. (Ex.: located 2 miles west from intersection of Hwy 290 & IH35 accessible on Hwy 290 South)

City where the site is located or, if not in a city, what is the nearest city:

State: Texas ZIP Code where the site is located: _____

4) GENERAL CHARACTERISTICS

a) Is the project/site located on Indian Country Lands?

- ☐ Yes - If the answer is Yes, you must obtain authorization through EPA, Region 6.
☐ No

b) Is your construction activity associated with a facility that, when completed, would be associated with the exploration, development, or production of oil or gas or geothermal resources?

- ☐ Yes - If the answer is Yes, you may be under jurisdiction of the Railroad Commission of Texas and may need to obtain authorization through EPA, Region 6.
☐ No

c) What is the Primary Standard Industrial Classification (SIC) Code that best describes the construction activity being conducted at the site?

Primary SIC Code: _____

d) If applicable, what is the Secondary SIC Code(s): _____

e) What is the total number of acres disturbed? _____

f) Is the project site part of a larger common plan of development or sale?

- ☐ Yes - If the answer is Yes, the total number of acres disturbed can be less than 5 acres.
☐ No - If the answer is No, the total number of acres disturbed must be 5 or more. If the total number of acres disturbed is less than 5 then the project site does not qualify for coverage through this Notice of Intent. Coverage will be denied. See the requirements in the general permit for small construction sites.

g) What is the name of the first water body(s) to receive the stormwater runoff or potential runoff from the site?

h) What is the segment number(s) of the classified water body(s) that the discharge will eventually reach?

NOI Application/Permit (Continued)



i) Is the discharge into an MS4?

☐ Yes - If the answer is Yes, provide the name of the MS4 operator below.

☐ No

If Yes, provide the name of the MS4 operator:

Note: The general permit requires you to send a copy of the NOI to the MS4 operator.

j) Are any of the surface water bodies receiving discharges from the construction site on the latest EPA-approved CWA 303(d) List of impaired waters?

☐ Yes - If the answer is Yes, provide the name(s) of the impaired water body(s) below.

☐ No

If Yes, provide the name(s) of the impaired water body(s):

k) Is the discharge or potential discharge within the Recharge Zone, Contributing Zone, or Contributing Zone within the Transition Zone of the Edwards Aquifer as defined in 30 TAC Chapter 213?

☐ Yes - If the answer is Yes, complete certification below by checking "Yes."

☐ No

I certify that a copy of the TCEQ approved Plan required by the Edwards Aquifer Rule (30 TAC Chapter 213) is either included or referenced in the Stormwater Pollution Prevention Plan.

☐ Yes

NOI Application/Permit (Continued)



5) CERTIFICATION

Check Yes to the certifications below. Failure to indicate Yes to ALL items may result in denial of coverage under the general permit.

- a) I certify that I have obtained a copy and understand the terms and conditions of the Construction General Permit (TXR150000). ☐ Yes
- b) I certify that the full legal name of the entity applying for this permit has been provided and is legally authorized to do business in Texas. ☐ Yes
- c) I understand that a Notice of Termination (NOT) must be submitted when this authorization is no longer needed. ☐ Yes
- d) I certify that a Stormwater Pollution Prevention Plan has been developed, will be implemented prior to construction and to the best of my knowledge and belief is compliant with any applicable local sediment and erosion control plans, as required in the general permit TXR150000. Note: For multiple operators who prepare a shared SWP3, the confirmation of an operator may be limited to its obligations under the SWP3 provided all obligations are confirmed by at least one operator. ☐ Yes

Operator Certification:

I, _____
Typed or printed name Title

certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

I further certify that I am authorized under 30 Texas Administrative Code 305.44 to sign and submit this document, and can provide documentation in proof of such authorization upon request.

Signature: _____ Date: _____
(Use blue ink)



**TxDOT Appreciates Everyone's
Efforts As We Move Forward as
Partnering Co-Permittees.**